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LP/SENCRL, Ltd.

November 13, 2006

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Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
U.S.A.

Dear Sir:


**RE: Deposit Account No. 19-5113 and
United States Patent Application 10/757,938**
**Title: CHOICE OF WAVELENGTHS FOR MULTIWAVELENGTH
OPTICAL IMAGING**
Inventors: David Jonathan HALL, et al...
Our File: 9-15186-4US-1

Further to our submission dated October 27, 2004 (copy attached), we have not yet received the requested refund of \$1080.00, the amount of duplicate payment with respect to the government fee of \$950.00 under code 1253 (three months extension for response) and government fee of \$130.00 under code 1051 (surcharge for late filing fee of oath) which were charged to our deposit account (No. 19-5113) on September 23, 2004 and again on September 27, 2004.

The refund of \$1080.00 can be credited to Deposit Account No. 19-5113.

We look forward to receipt of the refund.

Yours very truly,


Kent Daniels -Reg. No. 44,206
Agent of Record
Encls.

BEST AVAILABLE COPY

Barristers & Solicitors,
Patent Agents & Trade-mark AgentsSuite 1100
1981 McGill College Avenue
Montréal, Québec, H3A 3C1
CanadaTelephone (514) 847-4747
Fax (514) 286-5474

ogilvyrenault.com

003

USPTO

11/1/2004 3:46 PM PAGE

PAGE

1/001

Fax Server

USPTO 11/17/2004 3:10 PM
O:Auto-reply fax to 613 230 6706 COMPANY:

Agmt



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NOV 01 2004

Fax Sender at 613 230 6706

Date Received:

11/1/2004 3:39:19 PM [Eastern Standard Time]

5 (including cover page)

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REFERENCES

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15126-AUS-1

LBhd

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Number of pages including cover letter: 5

Date:

September 27, 2004

From:

Luc Héroult, Reg. No. 55,968

Telephone:

(513) 780-8601

E-mail:

lheroult@ogilvyrenault.com

To	Company	City	Fax
United States Patent Office - Facsimile Centre		Alexandria, VA	(703) 872-9306

ATTENTION-REFUND BRANCH

Re: Serial No.: 10737,938
Inventors: HALL, David Jonathan et al.
Title: CHOICE OF WAVELENGTHS FOR MULTIWAVELENGTH
OPTICAL IMAGING

Letter-Requesting Refund

Representative and Refunders
Patent and Trade-Mark Agents

47 O'Connell Street
Suite 1000
Ottawa, Ontario
Canada K1P 7T4

Telephone (N1) 513-6672
Fax (N1) 513-6672
ogilvyrenault.com

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Patent Office Assistant

PAGE 05 - RECEIVED AT 11:00PM 2-13-14 PM (Eastern Standard Time) - LIVE RECEIPT REFUND-47 - DUE 0-2300 - 030 3 13 2004 0705 - DURATION 110-25001-40

**OGILVY
RENAULT**

October 27, 2004

Via facsimile to (703) 872-9306
Mail Stop 16

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
U.S.A.

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NOV 13 2006

125
NOV 13 2006

Dear Sir:

**RE: Deposit Account No. 19-5113 and
United States Patent Application 10/757,938
Inventors: HALL, David Jonathan et al.
Our File: 9-15186-4US-1 LB:bd**

A Response to the Notice to file Missing Parts for the above-identified application was submitted to the USPTO on September 22, 2004. A confirmation copy of our submission was sent on September 23, 2004. The government fee of \$950.00 under code 1253 (extension for response within third month) and the fee of \$ 130.00 under code 1051 (surcharge for late filing fee or oath) were charged to our deposit account No. 19-5113 on September 23, 2004.

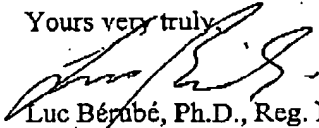
However, our Deposit Account statement for the month of September 2004 shows an additional fee withdrawal related to the extension for response within third month (\$ 950.00) and surcharge for late filing fee or oath (\$130.00) on September 27, 2004.

We enclose a copy of our Deposit Account statement showing the withdrawals on September 23, 2004 and September 27, 2004.

We therefore request a refund of \$1,080.00, which is the total of the above fees. This amount can be credited to Deposit Account No. 19-5113.

We look forward to receipt of the refund.

Yours very truly,


Luc Bérubé, Ph.D., Reg. No. 55,968
Agent of Record
Encls.

Avocats, agents de brevets
et agents de marques de commerce

Bureau 1600
45, rue O'Connor
Ottawa (Ontario) K1P 1A4
Canada

Téléphone (613) 780-8661
Télécopieur (613) 230-5459

ogilvyrenault.com

Deposit Account Statement

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**United States
Patent and
Trademark Office**

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Deposit Account Statement

Requested Statement Month:

September 2004

Deposit Account Number:

195113

Name:

OGILVY RENAULT

Attention:

DEBBIE SEARLE

Address:

1981 MCGILL COLLEGE

City:

MONTREAL, CANADA

State:

Zip:

H3A 2Y3

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
09/01	1	09501517	9-13528-95US	1201	\$172.00	\$49,1
09/01	13	29205544	17019-1US	2051	\$65.00	\$49,1
09/01	27	09950654	10326-67US	2401	\$165.00	\$48,9
09/01	65	10929478	5489-104US GH/IK	1001	\$770.00	\$48,1
09/01	66	10929478	5489-104US GH/IK	1202	\$288.00	\$47,8
09/01	82	60605507	14653-1USPR PTN/DF	2005	\$80.00	\$47,8
09/01	112	10928967	9-2993-575US WHY/SA	8021	\$40.00	\$47,7
09/01	888	10761312		8021	\$40.00	\$47,7
09/02	9	10400563	6703-27US GH	2501	\$885.00	\$47,0
09/02	10	10400563	6703-27US GH	1504	\$300.00	\$46,7
09/02	17	10270243	7462-37US-1 MJS/PC	2501	\$665.00	\$46,0
09/02	18	10270243	7462-37US-1 MJS/PC	1504	\$300.00	\$45,7
09/02	52	09652794	9-14798-1US-	2501	\$665.00	\$45,1
09/02	53	09652794	9-14798-1US-	8001	\$6.00	\$45,1
09/02	148	07751883	17010-2US JA	8008	\$200.00	\$44,8
09/02	286	10612896	15782-2US CMB/AA/II	8021	\$40.00	\$44,8
09/03	21	10459714	9-16077-9US	1252	\$310.00	\$44,5
09/03	44	60606527	17220-1USPR	2005	\$60.00	\$44,4
09/03	51	10932095	9-16077-9US-2	1001	\$770.00	\$43,7
09/03	52	10932095	9-16077-9US-2	1202	\$126.00	\$43,6
09/03	53	10932095	9-16077-9US-2	1201	\$172.00	\$43,4
09/03	89	6197078	9-16126-2US	2551	\$455.00	\$42,9
09/07	7	10933409	9-17171-1US	2001	\$385.00	\$42,5
09/07	8	10933409	9-17171-1US	2202	\$108.00	\$42,4
09/07	9	10933409	9-17171-1US	2201	\$88.00	\$42,3
09/07	42	60606906	16350-47USPR	2005	\$80.00	\$42,3
09/07	60	60606877	LINUX-1USPR	2005	\$80.00	\$42,2
09/07	142	10929478	5489-104US GH/IK	8021	\$40.00	\$42,1

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PAGE 5/7 * RCVD AT 11/13/2006 10:33:24 AM [Eastern Standard Time] * SVR:USPTO-EFXXF-3/5 * DNIS:2738300 * CSID:613 230 6706 * DURATION (mm:ss):02:22

Deposit Account Statement

NOV 13 2006

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09/22 29	10888507	16820-4US	2201	\$43.00	\$57.9
09/22 30	10888507	16820-4US	2202	\$308.00	\$57.6
09/22 48	60611288	16818-3USPR IC/DOP/MM	1005	\$160.00	\$57.4
09/22 67	10748437	4161-251US	1001	\$770.00	\$56.6
09/22 68	10748437	4161-251US	1051	\$130.00	\$56.5
09/22 69	10748437	4161-251US	1201	\$86.00	\$56.4
09/22 70	10748437	4161-251US	1202	\$162.00	\$56.2
09/22 92	10849933	16543-3US SC/SM	8021	\$40.00	\$56.2
09/22 106	60610962	17031-3US PR	2005	\$80.00	\$56.1
09/22 118	60610950	16937-2USPR	2005	\$80.00	\$56.0
09/22 125	10944507	17032-3US-1	2001	\$385.00	\$55.7
09/22 126	10944507	17032-3US-1	2202	\$216.00	\$55.4
09/22 127	10944507	17032-3US-1	2201	\$43.00	\$55.4
09/22 228	10849873	15235-1US SC/SM	8021	\$40.00	\$55.4
09/22 262	10940018	17090-1US IC/LIL	8021	\$40.00	\$55.3
09/23 4	10945973	16813-28US	1001	\$770.00	\$54.6
09/23 5	09738329	9-13528-145U	1401	\$330.00	\$54.2
09/23 8	10946016	16319-241US-1	1001	\$770.00	\$53.5
09/23 8	10776180	15493-2US MG/AL	2201	\$129.00	\$53.6
09/23 9	10946016	16319-241US-1	1202	\$90.00	\$53.5
09/23 9	10776180	15493-2US MG/AL	2201	\$86.00	\$53.4
09/23 16	10945981	16813-30US	1001	\$770.00	\$52.6
09/23 17	10945981	16813-30US	1201	\$86.00	\$52.5
09/23 98	10941865	10500-7US-1 GH/IK	8021	\$40.00	\$52.5
09/23 198	10757938	9-15186-4US-1 LB:IF	1051	\$130.00	\$52.4
09/23 199	10757938	9-15186-4US-1 LB:IF	1253	\$950.00	\$51.4
09/23 201	60500349		8007	\$20.00	\$51.4
09/24 4	10318220	2993-455US R	1814	\$110.00	\$51.3
09/24 7	10338856		1504	\$300.00	\$51.0
09/24 8	10338856		2501	\$885.00	\$50.3
09/24 42	10855773	16338-2US-1	2001	\$385.00	\$49.9
09/24 43	10855773	16338-2US-1	2051	\$85.00	\$49.9
09/24 49	10947153	10562-38US GH/IK	2001	\$385.00	\$49.5
09/24 50	60612156	14836-20USPR	2005	\$80.00	\$49.4
09/24 96	10947222	916071-2US-1-1	2001	\$385.00	\$49.0
09/24 97	10947222	916071-2US-1-1	2202	\$117.00	\$48.9
09/24 133	10320488	2993-452US P	1252	\$420.00	\$48.5
09/24 134	10320488	2993-452US P	1806	\$180.00	\$48.3
09/24 161	10252158	9-16071-2US-	2253	\$475.00	\$47.8
09/24 192	10943870	12676-20US KPM/KF	8021	\$40.00	\$47.8
09/24 248	10895361	810326-89US KPM/CH	8021	\$40.00	\$47.8
09/27 53	10452135	2993-GEN SC/IP	1252	\$420.00	\$47.3
09/27 54	10452135	2993-GEN SC/IP	1806	\$180.00	\$47.2
09/27 58	60612521	9-15186-55USPR	1005	\$160.00	\$47.0
09/27 58	10948187	12867-1US-1-4 SC/IP	2001	\$385.00	\$46.6
09/27 60	60612519	9-15186-55USPR	1005	\$160.00	\$46.5
09/27 63	60812514	14566-4USPR PTN/DF	2005	\$80.00	\$46.4
09/27 70	60612513	15656-18USPR CMB/AA/MB	2005	\$80.00	\$46.3

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Deposit Account Statement

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09/27 107	10862874	1775-99US RM/JR/AS	1001	\$770.00	\$45,5
09/27 108	10862874	1775-99US RM/JR/AS	1202	\$468.00	\$45,1
09/27 109	10862874	1775-99US RM/JR/AS	1051	\$130.00	\$44,8
09/27 110	10757938	9-15188-4US-1 LB:IF	1051	\$130.00	\$44,8
09/27 111	10757938	9-15188-4US-1 LB:IF	1253	\$950.00	\$43,8
09/27 134	10454473	12683-8US GH/CB	1504	\$300.00	\$43,5
09/27 135	10454473	12683-8US GH/CB	2501	\$885.00	\$42,9
09/27 136	10086893	12867-1US-1-	1504	\$300.00	\$42,6
09/27 137	10086893	12867-1US-1-	2501	\$885.00	\$41,9
09/27 163	60611274	14836-19USPR	2005	\$80.00	\$41,8
09/28 1	10720152	18520-1US SC/SM	2501	\$665.00	\$41,2
09/28 2	10720152	18520-1US SC/SM	1504	\$300.00	\$40,9
09/28 41	10902959	16627-1US-1	1051	-\$130.00	\$41,0
09/28 42	10902959	16627-1US-1	2051	\$85.00	\$40,8
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09/28 107	10949316	15347-1US-1 SC/SM,	2001	\$385.00	\$40,3
09/29 2	10234964	149242PCTJAVCVD	2253	\$475.00	\$39,9
09/29 3	10234964	149242PCTJAVCVD	2202	\$36.00	\$39,8
09/29 4	10234964	149242PCTJAVCVD	2201	\$43.00	\$39,8
09/29 57	10855493	8013-153US DAT/DP	2051	\$65.00	\$39,7
09/29 65	10886602	17133-1US.DAT/AL	2051	\$65.00	\$39,7
09/29 86	10447329		2501	\$665.00	\$39,0
09/29 87	10447329		1504	\$300.00	\$38,7
09/29 192	10862874	1775-99US RM/JR/AS	8021	\$40.00	\$38,7
09/29 198	10457779	6446-20 US JA/AD/MB	8021	\$40.00	\$38,6
09/29 329	10947222	916071-2US-1-1	8021	\$40.00	\$38,6
09/30 35	10947153	10562-38US GH/IK	8021	\$40.00	\$38,5
09/30 55	60613712	9-13453-62-1USPR	1005	\$160.00	\$38,4
09/30 88	10324073	16108-GEN CMB	8021	\$40.00	\$38,3
09/30 89	10324074	16108-GEN CMB	8021	\$40.00	\$38,3
09/30 90	10324072	16108-GEN CMB	8021	\$40.00	\$38,3
09/30 155	60613618	16410-2USPR	2005	\$80.00	\$38,2
09/30 155	10863486	15852-1US-1 SC/IP	2051	\$65.00	\$38,1
09/30 159	10324073		8021	\$40.00	\$38,1
09/30 160	10324074		8021	\$40.00	\$38,0
09/30 161	10324072		8021	\$40.00	\$38,0
09/30 252	10932309		8021	\$40.00	\$37,9
09/30 356	10857434		8021	\$40.00	\$37,9

START
BALANCE
\$49,348.00

SUM OF
CHARGES
\$72,205.00

SUM OF END
REPLENISH BALANCE
\$60,816.00 \$37,959.00

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PAGE 7/7 * RCVD AT 11/13/2006 10:33:24 AM [Eastern Standard Time] * SVR:USPTO-EFXRF-3/5 * DNIS:2738300 * CSID:613 230 6706 * DURATION (mm:ss):02:22

11/13/2006 10:35 FAX 613 230 6706

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OGILVY RENAULT

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Our File: 9-15186-4US-1

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Number of pages including cover letter: 7
Date: November 13, 2006
From: Kent Daniels
Telephone: (613) 780-8673
E-mail: kdainels@ogilvyrenault.com

To:	Company:	City:	Fax:
ART UNIT 1645	United States Patent Office Facsimile Centre	Alexandria, VA	571-273-8300

Re: Serial No. 10/757,938
Inventor(s): David Jonathan HALL et al.
Title: CHOICE OF WAVELENGTHS FOR MULTIWAVELENGTH
OPTICAL IMAGING

Request for refund attached.

Barriers and Solicitors
Patent and Trade-Mark Agents

45 O'Connor Street
Suite 1700
Ottawa, Ontario
Canada K1P 1A4

Telephone (613) 230-6072
Fax (613) 230-6706
ogilvyrenault.com

Continuing the practices of
Meighen Deniers
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Swabey Ogilvy Renault



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 Alexandria, Virginia 22313-1430
 www.uspto.gov

IFW

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/757,938	01/16/2004	David Jonathan Hall	9-15186-4US-1 LB:lf

CONFIRMATION NO. 6329

 020988
 OGILVY RENAULT
 1981 MCGILL COLLEGE AVENUE
 SUITE 1600
 MONTREAL, QC H3A2Y3
 CANADA

FORMALITIES LETTER



OC000000012429521

Date Mailed: 04/22/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/27/2004 HLE333 00000062 195113 10757938

01 FC:1051 130.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 3, 5A, 5B, 6A.

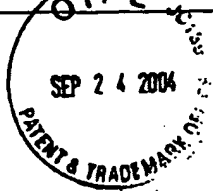
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

 Adjustment date: 12/04/2006 SFELEKE1
 09/27/2004 HLE333 00000062 195113 10757938
 01 FC:1051 130.00 CR

Under the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional) 9-15186-4US-1	
			
In re Application of <u>HALL, David J.</u>			
Application Number <u>10/757,938</u>		Filed <u>January 16, 2004</u>	
For <u>CHOICE OF WAVELENGTHS FOR MULTIWAVELENGTH...</u>			
Art Unit		Examiner	

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

☐ One month (37 CFR 1.17(a)(1)) \$ _____

☐ Two months (37 CFR 1.17(a)(2)) \$ _____

☒ Three months (37 CFR 1.17(a)(3)) \$ 950

☐ Four months (37 CFR 1.17(a)(4)) \$ _____

☐ Five months (37 CFR 1.17(a)(5)) \$ _____

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 19-5113.

I have enclosed a duplicate copy of this sheet.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).

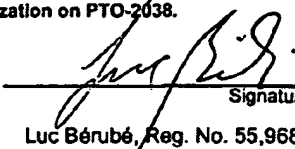
☒ attorney or agent of record. Registration Number 55,968

☐ attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

September 22, 2004
Date

(613) 780-8601
Telephone Number


Signature

Luc Bérubé, Reg. No. 55,968
Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 2 forms are submitted.

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